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Attorneys for the United States

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

TABIEN ELIJAH BURTON,

Defendant.

Case No. 2:22-mj-0119-DJA

**ORDER to Continue Trial
(First Request)**

IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson, United States Attorney, and Mina Chang, Assistant United States Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public Defender, and Navid Afshar, Assistant Federal Public Defender, counsel for the defendant, that the bench trial in the above-captioned matter, currently scheduled for June 1, 2022 at the hour of 9:00 a.m., be vacated and continued to a date and time convenient to the Court, but no sooner than 60 days.

This stipulation is entered into for the following reasons:

1. The parties need additional time to review the discovery and to explore a pretrial resolution.

2. Defendant is out of custody and agrees to the continuance.

3. The additional time requested herein is not sought for purposes of delay, but to allow counsel sufficient time within which to be able to effectively complete a review of the discovery materials, prepare for trial, and explore a pretrial resolution. This is the first request for continuance of the trial in this case.

DATED this 24th day of May, 2022.

Respectfully submitted,

RENE L. VALLADARES
Federal Public Defender

JASON M. FRIERSON
United States Attorney

/s/ Navid Afshar

/s/ Mina Chang

NAVID AFSHAR, ACPD
Counsel for defendant BURTON

MINA CHANG
Assistant United States Attorney

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Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. The parties need additional time to review the discovery in order to prepare for trial and explore a pretrial resolution.

2. The defendant is not in custody and does not object to the continuance.

3. The parties agree to the continuance.

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1 4. This request for a continuance is made in good faith and is not intended to
2 delay the proceedings in the matter.

3 5. Denial of this request for continuance would result in a miscarriage of justice.

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5 **ORDER**

6 IT IS HEREBY ORDERED that the trial date in the above-captioned matter
7 currently scheduled for June 1, 2022, at the hour of 9:00 a.m. is hereby VACATED, and
8 RESET for August 10, 2022, 9:00 a.m., Courtroom 3A.

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10 DATED this 25th
11 day of May, 2022.

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15 HONORABLE DANIEL J. ALBREGTS
16 UNITED STATES MAGISTRATE JUDGE
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